

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

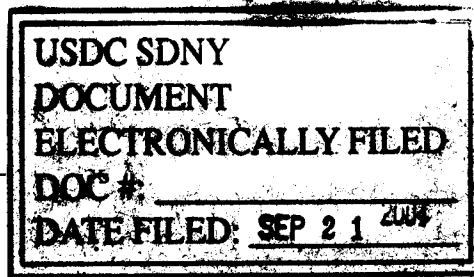
UNITED STATES OF AMERICA

-v.-

ANURADHA D. SAAD,

Defendant.

- - - - -x



: INFORMATION

: S1 05 Cr. 325 (JSR)

:

COUNTS ONE AND TWO

(Soliciting Proxies With False Proxy Statements)

The United States Attorney charges:

1. On or about the dates specified below, in the Southern District of New York and elsewhere, ANURADHA D. SAAD, the defendant, unlawfully, willfully, and knowingly, directly and indirectly, by the use of means and instrumentalities of interstate commerce, the mails, and of the facilities of national securities exchanges, solicited and permitted the use of her name to solicit a proxy, consent and authorization of securities, namely, the securities of Impath, Inc. ("Impath"), in violation of Title 17, Code of Federal Regulations, Section 240.14a-9, which made false and misleading statements of material fact and omitted to state material facts necessary in order to make the statements made, in the light of the circumstances under which they were made, not false and misleading, to wit, SAAD caused Impath to submit, in New York, New York, to the Securities and Exchange Commission in Washington, D.C., the proxy statements

listed below, which were false and misleading because they omitted to disclose compensation to SAAD, in her capacity as Impath's Chairman of the Board and Chief Executive Officer, in the form of personal expenses charged to an Impath corporate credit card and paid for by Impath, totaling in excess of approximately \$120,000, including charges for furniture, electronic equipment, beauty products, artwork, and personal travel.

COUNT	DATE OF IMPATH PROXY STATEMENT
ONE	4/30/01
TWO	4/30/02

(Title 15, United States Code, Sections 78n(a) and 78ff;
Title 17, Code of Federal Regulations, Section 240.14a-9;
and Title 18, United States Code, Section 2.)

COUNT THREE

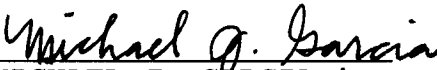

(Failure To Implement A System Of Internal Accounting Controls)

The United States Attorney further charges:

2. In or about 2002, in the Southern District of New York and elsewhere, ANURADHA D. SAAD, the defendant, in her capacity as Chairman of the Board and Chief Executive Officer of Impath, a company which was then required to file reports and documents with the Securities and Exchange Commission under the Securities and Exchange Act of 1934, and the rules and regulations promulgated thereunder, unlawfully, willfully, and knowingly failed to implement a system of internal accounting controls at Impath sufficient to provide reasonable assurances that (i)

Impath's transactions were executed in accordance with management's general and specific authorization, (ii) Impath's transactions were recorded as necessary to permit preparation of financial statements in conformity with generally accepted accounting principles and any other criteria applicable to such statements, and (iii) the recorded accountability for Impath's assets was compared with Impath's existing assets at reasonable intervals and appropriate action was taken with respect to any differences, to wit, SAAD knowingly failed to implement a system of internal accounting controls at Impath sufficient to provide reasonable assurances that manual entries made to Impath's general ledger accurately and fairly reflected Impath's actual revenues and other sales information.

(Title 15, United States Code, Sections 78m(b)(2)(B), 78m(b)(5) and 78ff; and Title 18, United States Code, Section 2.)


MICHAEL J. GARCIA 
United States Attorney

September 21, 2005

U.S.A. v. ANURADHA SAAD

S1 05 Cr. 0325(JSR)

Waiver of Indictment and Information filed. Change of plea held.

Defendant ANURADHA SAAD present with atty Peter Chavkin

Ausa Alexander Southwell and Court reporter Toni Stanley present.

Deft withdrew plea of not guilty and entered a plea of guilty. PSI ordered. Sentencing set for January 17, 2006 at 4:00 p.m. Deft continued released on bail.

RAKOFF, J.